

1 PAUL, HASTINGS, JANOFSKY & WALKER LLP
SANA SWE (State Bar No. 173024) sanaswe@paulhastings.com
2 LESLIE D. ELLIS (State Bar No. 222724) leslieellis@paulhastings.com
55 Second Street
3 Twenty-Fourth Floor
San Francisco, CA 94105-3441
4 Telephone: (415) 856-7000
Facsimile: (415) 856-7100
5

Attorneys for Defendant
6 UNITED PARCEL SERVICE, INC.

7 M. VAN SMITH (State Bar No. 32007) mvsmith@sbcglobal.net
Attorney at Law
8 1696 Mendenhall Drive
San Jose, CA 95130
9 Telephone: (408) 364-1062
Facsimile: (408) 273-6496
10

Attorney for Plaintiffs
11 JEFFREY GIPPETTI
MANUAL ALVARADO
12 THOMAS DAVID BANBURY
THOMAS ROBERT GAZAY
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UNITED STATES DISTRICT COURT
14
NORTHERN DISTRICT OF CALIFORNIA
15

(San Jose Division)

E-FILED - 5/4/07

17 JEFFREY GIPPETTI, MANUAL
ALVARADO, THOMAS DAVID
18 DANBURY, THOMAS ROBERT
GAZAY,

19 Plaintiffs,

20 vs.

21 UNITED PARCEL SERVICE, INC., a
22 corporation, et al.,

23 Defendants.
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Case No. C-07-00812 RMW

STIPULATION AND [XXXXXXXXXXXXXXXXXX]
ORDER STRIKING CLASS ACTION
ALLEGATIONS FROM THE FIRST
AMENDED COMPLAINT

1 IT IS HEREBY STIPULATED by and between the parties, though their respective
2 counsel, that:

3 (1) Plaintiffs Jeffrey Gippetti, Manual Alvarado, Thomas David Banbury and Thomas
4 Robert Gazay for the present agree to delete any class action allegations from their FIRST
5 AMENDED COMPLAINT FOR DISCRIMINATION UNDER FEHA ("Amended Complaint").
6 They contemplate alleging a limited class action if facts develop to support that there is a
7 community of interest as required by law;

8 (2) That Paragraph 4 shall be stricken in its entirety from the Amended Complaint; and

9 (3) That the name of David Banbury be corrected from "Danbury" to "Banbury" in the
10 Amended Complaint.

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12 Dated: March 16, 2007
~~February~~, 2007

PAUL, HASTINGS, JANOFSKY & WALKER LLP

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14 By: LS

LESLIE D. ELLIS

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16 Attorneys For Defendant
UNITED PARCEL SERVICE, INC.

17
18 Dated: Mar. 13
~~February~~, 2007

M. VAN SMITH

19
20 By: M Van Smith

M. VAN SMITH

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22 Attorney For Plaintiffs
JEFFREY GIPPETTI, MANUAL ALVARADO,
23 THOMAS DAVID BANBURY and THOMAS
24 ROBERT GAZAY
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[XXXXXXXXXXXXX] ORDER

WHEREAS, the parties having stipulated,

IT IS SO ORDERED that:

(1) Plaintiffs Jeffrey Gippetti, Manual Alvarado, Thomas David Banbury and Thomas Robert Gazay are dropping any class action allegations from their FIRST AMENDED COMPLAINT FOR DISCRIMINATION UNDER FEHA ("Amended Complaint");

(2) That Paragraph 4 shall be stricken in its entirety from the Amended Complaint; and

(3) That the name of David Banbury be corrected from "Danbury" to "Banbury" in the Amended Complaint.

DATED: _____

5/4/07

Ronald M. Whyte

RONALD M. WHYTE
DISTRICT COURT JUDGE